

A G E N D A

MONTGOMERY COUNTY PUBLIC SERVICE AUTHORITY
Regular Meeting
County Administration Conference Room
Montgomery County Government Center
January 7, 2008
7:00 P.M.

I. CALL TO ORDER

II. DETERMINATION OF QUORUM

III. PUBLIC ADDRESS SESSION

IV. CONSENT AGENDA

V. OLD BUSINESS

- A. Approval of Employee Advancement Upon Obtaining Appropriate License

VI. NEW BUSINESS

- A. Drug & Alcohol Testing Program – PSA Personnel

VII. FINANCIAL REPORT

VIII. DIRECTOR’S REPORT

IX. AUTHORITY MEMBERS’ REPORT

X. INTO CLOSED MEETING

Section 2.2-3711

- (7) Consultation with Legal Counsel and Briefings by Staff Members, Consultants or Attorneys, Pertaining to Actual or Probable Litigation or Other Specific Legal Matters Requiring the Provision of Legal Counsel

1. Contract Negotiations -
Alliant Ammunition and Powder
Company, LLC

2. Contract Negotiations -
Town of Blacksburg

XI. OUT OF CLOSED MEETING

XII. CERTIFICATION OF CLOSED MEETING

XIII. ADJOURNMENT

TO: PSA Board of Directors

FROM: Robert C. (Bob) Fronk, PSA Director

DATE: January 4, 2008

SUBJECT: **AGENDA REPORT - PSA REGULAR MEETING – JANUARY 7, 2008**

I. CALL TO ORDER

The Chair will call this meeting to order.

II. DETERMINATION OF QUORUM

The Chair will determine if a quorum is present.

III. PUBLIC ADDRESS SESSION

The Chair will ask if there are any comments from the public. Each person will be allowed five minutes to address the Board.

IV. CONSENT AGENDA

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority hereby approves the Consent Agenda, dated January 7, 2008.

V. OLD BUSINESS

**A. SUBJECT: APPROVAL OF EMPLOYEE
ADVANCEMENT UPON OBTAINING
APPROPRIATE LICENSE**

**R08-01-5
RESOLUTION APPROVING EMPLOYEE ADVANCEMENT
UPON OBTAINING APPROPRIATE LICENSE**

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority does hereby approve advancement of general operator positions for obtaining the appropriate class of license, excluding supervisory positions.

ISSUE/PURPOSE:

To provide an extra incentive to employees to achieve the highest class operator license; therefore, benefiting the Authority for flexibility of operations for the purposes of emergencies and/or scheduling.

JUSTIFICATION:

This item was discussed at the December 3, 2007 PSA meeting. Currently PSA positions are specifically assigned and a properly titled slot must be available to promote due to obtaining specific licenses. This resolution would allow the Director to promote even though slots are not available. See Item 4.

VI. NEW BUSINESS:

A. SUBJECT:

**DRUG & ALCOHOL TESTING
PROGRAM – PSA PERSONNEL**

R08-01-6

**RESOLUTION AUTHORIZING DRUG & ALCOHOL TESTING PROGRAM
FOR ALL PSA EMPLOYEES**

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority Board of Directors hereby authorize the PSA Director to establish a drug & alcohol testing program for all PSA employees, excluding employees with commercial driver's licenses, to be performed on a random basis with a static test cycle of three years for all non-CDL PSA employees.

ISSUE/PURPOSE:

To establish a program so that all employees of the PSA will be subject to random drug and alcohol testing.

JUSTIFICATION:

At the present time, only employees that have commercial driver's licenses are drug tested on a random basis. This program will subject all employees of the PSA to random drug and alcohol testing. See Item 5.

VII. FINANCIAL REPORT

The financial report for period ending December 31, 2007 is presented for review and discussion. See Item 6.

VIII. DIRECTOR'S REPORT

The Director's report will be presented at this time. See Item 7.

IX. AUTHORITY MEMBERS' REPORT

1. Member Muffo
2. Member Creed
3. Member Perkins
4. Member Spradlin
5. Member Marrs
6. Member Biggs
7. Member Politis

X. INTO CLOSED MEETING

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority hereby enters into Closed Meeting for the purpose of discussing the following:

- | | |
|------------------|---|
| Section 2.2-3711 | <p>(7) Consultation with Legal Counsel and Briefings by Staff Members, Consultants or Attorneys, Pertaining to Actual or Probable Litigation or Other Specific Legal Matters Requiring the Provision of Legal Counsel</p> <ol style="list-style-type: none">1. Contract Negotiations – Alliant Ammunition and Powder Company, LLC2. Contract Negotiations - Town of Blacksburg |
|------------------|---|

XI. OUT OF CLOSED MEETING

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority ends their Closed Meeting to return to Regular Session.

XII. CERTIFICATION OF CLOSED MEETING

PROPOSED RESOLUTION:

WHEREAS, the Public Service Authority of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE BE IT RESOLVED, that the Public Service Authority does hereby agree, that to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the meeting to which this certification resolution applies; and (ii) only public business matters as were identified in the motion conveying the Closed Meeting were heard, discussed or considered by the Authority.

XIII. ADJOURNMENT

PROPOSED RESOLUTION:

BE IT RESOLVED, that the Public Service Authority does hereby adjourn to the next meeting scheduled for February 4, 2008.

CONSENT AGENDA
January 7, 2008

A. APPROVAL OF MINUTES

1. **SUBJECT:** **APPROVAL OF MINUTES DATED
DECEMBER 3, 2007**

ISSUE/PURPOSE: The above listed minutes are before the Board for approval. See Item 1.

B. EASEMENTS/DEEDS

R-08-01-1
**RESOLUTION ACCEPTING HERITAGE PLACE IV B
CHATTEL DEED**

1. **SUBJECT:** **RESOLUTION ACCEPTING HERITAGE
PLACE IV B**

BE IT RESOLVED, by the Board of Directors of the Montgomery County Public Service Authority, that the Board of Directors hereby agrees to accept the Chattel Deed for Heritage Place IV B; and, that said Chattel Deed provides fee simple transfer of the constructed public water mains to the Montgomery County Public Service Authority. The Chattel Deed is hereby attached and made part of the Resolution by reference.

BE IT FURTHER RESOLVED, that the Chair of the Montgomery County Public Service Authority is hereby authorized to sign the above referenced Chattel Deed for the purpose of acknowledging acceptance of the Deed on behalf of the Board of Directors of the Montgomery County Public Service Authority.

ISSUE/PURPOSE: Acceptance of Chattel Deed for operation and maintenance of the public water system service for Heritage Place IV B
See Item 2.

JUSTIFICATION: Chattel Deed transfers ownership of the water assets to the Montgomery County Public Service Authority.

2. SUBJECT: RESOLUTION APPROVING DEED
OF VACATION – JAMES V. & JUDITH
G. HUFF AT 810 SOUTHWOODS DRIVE

R08-01-2
RESOLUTION APPROVING DEED OF VACATION
JAMES V. & JUDITH G. HUFF
PROPERTY AT 810 SOUTHWOODS DRIVE

BE IT RESOLVED, by the Board of Directors of the Montgomery County Public Service Authority, that the Board of Directors hereby agrees to vacate all that portion of an existing water system easement and the water lines located within the said easement located on Lot 6 of the Southwoods Subdivision, Phase 2 shown more particularly on the attached Deed of Vacation, dated December 18, 2007, and the Board of Directors further agrees to authorize James D. Politis, Chairman, to execute the said Deed of Vacation on behalf of the Montgomery County Public Service Authority.

ISSUE/PURPOSE: Vacation of Deed of Easement on property owned by James V. & Judith G. Huff, Tax Map Number 066-8 6. See Item 3.

JUSTIFICATION: Waterline has been abandoned in place, 5,000 gallon storage tank has been removed, and easement is no longer needed.

C. APPRECIATION

1. SUBJECT: RESOLUTION OF APPRECIATION
STEVE L. SPRADLIN

R08-01-3
RESOLUTION OF APPRECIATION
STEVE L. SPRADLIN

WHEREAS, *Steve L. Spradlin* has faithfully served as a member of the Montgomery County Public Service Authority since January 2004; and

WHEREAS, the Public Service Authority recognizes the dedicated and excellent service that *Steve L. Spradlin* has rendered to the customers of the Montgomery County Public Service Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Public Service Authority, Montgomery County, Virginia, extends a unanimous vote of appreciation and gratitude to *Steve L. Spradlin*.

FURTHER, that the original of this resolution be presented to **Steve L. Spradlin**, and that a copy be made part of the official minutes of the Montgomery County Public Service Authority meeting of January 7, 2008.

ISSUE/PURPOSE: To show appreciation for all the support and hard work that Steve has contributed to the Public Service Authority.

JUSTIFICATION: Steve's term as a member of the PSA ended on December 31, 2007 or until appointment by his successor. He has served as a member of the PSA for the past four years. We want to thank him for his dedication to the Authority and citizens/customers of Montgomery County.

**2. SUBJECT: RESOLUTION OF APPRECIATION
JOE POWERS**

**R08-01-4
RESOLUTION OF APPRECIATION
TUNSTALL J. POWERS**

WHEREAS, Tunstall J. Powers, known to us as "**Joe**", has faithfully served as Planning Director of Montgomery County, Virginia since January 1977; and

WHEREAS, Joe Powers has been a great friend and ally to the Montgomery County Public Service Authority by freely sharing his knowledge, expertise, and time; and

WHEREAS, Joe Powers retired as Planning Director effective December 31, 2007.

NOW, THEREFORE BE IT RESOLVED, that the Montgomery County Public Service Authority extends our appreciation and gratitude to **Joe Powers**.

FURTHER, BE IT RESOLVED, that the original of this resolution be presented to **Joe Powers**, and that a copy be made part of the official minutes of the Montgomery County Public Service Authority meeting of January 7, 2008.

ISSUE/PURPOSE: To show appreciation to Joe for all of his support and hard work contributed to the PSA over the many years as Planning Director.

JUSTIFICATION:

Joe retired on December 31, 2007, and the PSA wants to thank him for all the support that he gave to the PSA.